



General Assembly

January Session, 2011

**Committee Bill No. 5697**

LCO No. 4886

\* \_\_\_\_HB05697PD\_\_\_\_032511\_\_\_\_\*

Referred to Committee on Planning and Development

Introduced by:  
(PD)

**AN ACT CONCERNING CHANGES TO THE MUNICIPAL ENERGY COOPERATIVE STATUTES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 7-233c of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 (a) Any two or more municipal electric utilities may, by concurrent  
4 resolutions, duly adopted by the governing bodies of each of such  
5 municipal electric utilities, create and become members of a municipal  
6 electric energy cooperative under the name and style of "the ....  
7 municipal electric energy cooperative", with some identifying phrase  
8 inserted. The managing body of the municipal electric energy  
9 cooperative shall be a cooperative utility board which shall be charged  
10 with carrying out the corporate purposes and powers of the municipal  
11 electric energy cooperative. The number of representatives to be  
12 appointed at any time for full terms of office by the governing bodies  
13 of such municipal electric utilities shall be such uniform numbers as  
14 may be mutually agreed upon in said resolutions which number shall  
15 be not less than two nor more than six for each member. After the  
16 taking effect of the said resolutions of all such municipal electric

17 utilities and after the filing of certified copies thereof pursuant to  
18 subsection (a) of section 7-233d, as amended by this act, the agreed  
19 number of representatives shall be appointed to the cooperative utility  
20 board by the governing body of each municipal electric utility. The  
21 qualification of such representatives, terms of office for the original  
22 representatives and their successors and compensation, if any, [of such  
23 representatives] by the member pursuant to this section or by the  
24 municipal cooperative pursuant to section 7-233p, as amended by this  
25 act, shall be prescribed by each such governing body; provided, each  
26 representative shall be an official or employee of such municipal  
27 electric utility. In addition to paying such compensation as may be  
28 prescribed pursuant to this section or section 7-233p, as amended by  
29 this act, a member may reimburse its representatives for expenses for  
30 travel, both within and without the state, incurred by them in  
31 connection with services as a designated representative on such board.  
32 Before such municipal cooperative can be validly and legally formed  
33 each of the municipalities represented by a municipal electric utility  
34 joining together to form the municipal cooperative must, by proper  
35 proceedings duly adopted, consent and agree to such formation of the  
36 municipal cooperative.

37 (b) After the creation of a municipal cooperative under subsection  
38 (a) of this section, any other municipal electric utility may become a  
39 member of the municipal cooperative if (1) the municipal electric  
40 utility files with the municipal cooperative (A) a resolution, duly  
41 adopted by its governing body, requesting membership in such  
42 cooperative, and (B) a certified copy of the proper proceedings, duly  
43 adopted by the municipality represented by the municipal electric  
44 utility, consenting and agreeing to such membership, and (2) after the  
45 municipal cooperative receives such filing, the governing [body of  
46 each municipal electric utility which is a member of the municipal  
47 cooperative] bodies of at least two-thirds of the municipal electric  
48 utilities comprising the membership of the municipal cooperative at  
49 the time of such filing duly [adopts] adopt a resolution approving  
50 membership of such municipal electric utility in the municipal

51 cooperative. After the filing of certified copies of all such resolutions  
52 with the Secretary of the State pursuant to subsection (b) of section 7-  
53 233d, as amended by this act, the governing body of the municipal  
54 electric utility being added to the municipal cooperative shall appoint  
55 representatives to the cooperative utility board of the municipal  
56 cooperative. The number of such appointed representatives shall be  
57 the same as the number mutually agreed upon by the other members  
58 of the municipal cooperative pursuant to subsection (a) of this section.  
59 The provisions of said subsection (a) concerning the qualification,  
60 compensation and terms of office of, and reimbursement of travel  
61 expenses for, representatives of the existing members of the municipal  
62 cooperative shall apply to representatives of such municipal electric  
63 utility.

64 (c) A municipal electric utility [which] that is a member of a  
65 municipal cooperative may withdraw from the municipal cooperative  
66 if: (1) [Such municipal cooperative has no outstanding debt or  
67 obligations for which such municipal electric utility has entered into a  
68 contract with respect to or otherwise become legally obligated to  
69 provide payment for,] Such withdrawing municipal electric utility  
70 continues to fully perform all of its obligations under any contract it  
71 has with the municipal cooperative or provides sufficient funds in  
72 trust for the benefit of the municipal cooperative to satisfy such  
73 obligations, (2) the withdrawing municipal electric utility files with the  
74 municipal cooperative a resolution, duly adopted by its governing  
75 body, approving the withdrawal, and such resolution is filed with the  
76 Secretary of the State in the same manner as provided in subsection (c)  
77 of section 7-233d, as amended by this act, and (3) the municipality  
78 represented by the withdrawing municipal electric utility does not  
79 disapprove of such withdrawal, by vote of the municipality's  
80 legislative body, within thirty days after the adoption of such a  
81 resolution. [and (4) the governing body of each other municipal electric  
82 utility which is a continuing member of the municipal cooperative at  
83 the time of the filing of such resolution duly adopts a resolution  
84 approving such withdrawal.]

85 (d) Upon appointment of its representatives by the members of the  
86 municipal cooperative, the cooperative utility board shall organize,  
87 select its chairman and vice-chairman from among said board and  
88 proceed to consider those matters which have been recommended to it  
89 by the several members of the municipal cooperative. The cooperative  
90 utility board may hold such meetings and public hearings as it deems  
91 desirable and the powers of the municipal cooperative shall be vested  
92 in the representatives thereof in office from time to time. A majority of  
93 the entire authorized number of representatives of the municipal  
94 cooperative shall constitute a quorum at any meeting thereof. Action  
95 may be taken, motions voted and resolutions adopted by the  
96 municipal cooperative at any meeting of the cooperative utility board  
97 by vote of a majority of the representatives present, unless in any case  
98 the bylaws of a municipal cooperative or an amendment to such  
99 bylaws shall require a larger number for adoption or any  
100 representative of the cooperative utility board requests that the vote be  
101 based on megawatt-hour purchases. If such a request is made, (1) each  
102 representative shall have a number of votes equal to the total number  
103 of megawatt-hours purchased by the representative's member  
104 municipal electric utility from the municipal cooperative during the  
105 preceding completed calendar year, provided, if the municipal  
106 cooperative includes a new member municipal electric utility which  
107 purchased part or all of its power and energy from a supplier or  
108 suppliers other than the municipal cooperative during such year, each  
109 representative of such new member municipal electric utility shall  
110 have a number of votes equal to the total megawatt-hours purchased  
111 by such new member from such other suppliers during such year plus  
112 the total number of megawatt-hours purchased from the municipal  
113 cooperative during such year, and (2) any action, motion or resolution  
114 taken, voted or adopted by the municipal cooperative at such meeting  
115 shall be by a favorable vote of sixty-seven per cent or more of the total  
116 of such votes of the representatives who are present at the meeting and  
117 who vote, provided at least a majority of the members of the municipal  
118 cooperative approves such action, motion or resolution.  
119 Notwithstanding any provision of this subsection or of subsection (g)

120 of this section to the contrary, a unanimous vote of all of the  
121 representatives of the municipal cooperative shall be required before  
122 said municipal cooperative can exercise the power of condemnation or  
123 eminent domain provided in this chapter. The cooperative utility  
124 board may appoint and employ a chief executive officer, a treasurer, a  
125 secretary, [an executive director, a chief engineer and] a general  
126 counsel and such [other special counsel, consulting engineer,  
127 accountants, legal, financial and construction experts, and] officers,  
128 advisors, consultants and other agents and employees as it may deem  
129 necessary, and the cooperative utility board shall determine their  
130 qualifications, terms of office, duties and compensation.

131 (e) Organizational expenses incurred by a municipal cooperative  
132 shall be paid ratably by each member in the same proportion as the  
133 population or area of operation serviced by each such member bears to  
134 the total population or area of operation serviced by all members or by  
135 such other method as determined to be fair and equitable by the  
136 cooperative utility board. Such payments shall be made by each  
137 member whether or not that member utilizes the electric power or  
138 energy made available or furnished to such member.

139 (f) Each representative of a municipal electric energy cooperative  
140 shall hold office for the term for which he was appointed and until his  
141 successor has been appointed and has qualified. A representative of a  
142 municipal electric energy cooperative may be removed only by the  
143 cooperative utility board for inefficiency or neglect of duty or  
144 misconduct in office and after he shall have been given a copy of the  
145 charges against him and, not sooner than ten days thereafter, had  
146 opportunity in person or by counsel to be heard thereon by such  
147 governing body. A member may remove one or more of its  
148 representatives with or without cause at any time.

149 (g) A municipal cooperative may adopt, on a prospective basis,  
150 methods of voting for all or specifically designated matters. Any such  
151 methods shall be specified in the bylaws of a municipal cooperative or  
152 in an amendment to such bylaws unanimously adopted by the

153 members of the municipal cooperative. A municipal cooperative may  
154 distinguish the voting rights of its members based on whether a  
155 member is a full requirements customer or a partial requirements  
156 customer of the municipal cooperative or based on the term of the  
157 contractual obligations for power and transmission supply each  
158 member incurs with respect to the municipal cooperative, provided  
159 any such distinctions shall treat similarly situated members in a  
160 comparable and nondiscriminatory manner. For purposes of this  
161 subsection, "full requirements customer" means a wholesale purchaser  
162 of electric power or transmission services whose electric energy  
163 supplier is the sole source of long-term firm power, and "partial  
164 requirements customer" means a wholesale purchaser of electric power  
165 or transmission services that directly owns or operates generating or  
166 transmission assets that are insufficient to carry all of such purchaser's  
167 electric load and whose electric energy supplier is a supplemental  
168 source of long-term firm power.

169       Sec. 2. Section 7-233d of the general statutes is repealed and the  
170 following is substituted in lieu thereof (*Effective October 1, 2011*):

171       (a) A certified copy of each concurrent resolution creating a  
172 municipal electric energy cooperative, which is adopted pursuant to  
173 subsection (a) of section 7-233c, as amended by this act, and a certified  
174 copy of each of the proceedings of the municipalities consenting and  
175 agreeing to the formation of the municipal electric energy cooperative  
176 as required by said subsection (a), shall be filed in the office of the  
177 Secretary of the State. Upon proof of such filing of a certified copy of  
178 the concurrent resolutions creating the municipal electric energy  
179 cooperative and the municipal proceedings as aforesaid, the municipal  
180 electric energy cooperative therein referred to shall, in any suit, action  
181 or proceeding involving the validity or enforcement of, or relating to,  
182 any contract or obligation or act of the municipal electric energy  
183 cooperative, be conclusively deemed to have been lawfully and  
184 properly created, organized and established and authorized to transact  
185 business and exercise its powers under this chapter.

186 (b) A certified copy of each resolution approving the addition of a  
187 municipal electric utility to an existing municipal cooperative, which is  
188 adopted pursuant to subsection (b) of section 7-233c, as amended by  
189 this act, and a certified copy of the proceedings of the municipality  
190 represented by such municipal electric utility consenting and agreeing  
191 to membership in such municipal cooperative as required by said  
192 subsection (b), shall be filed in the office of the Secretary of the State.  
193 Upon proof of such filing of a certified copy of such resolutions and  
194 such municipal proceedings, such municipal electric utility shall be  
195 deemed to be a member of such municipal cooperative.

196 (c) A certified copy of [each] the resolution approving the  
197 withdrawal of a municipal electric utility from an existing municipal  
198 cooperative, which is adopted pursuant to subsection (c) of section 7-  
199 233c, as amended by this act, and an affidavit by the withdrawing  
200 municipal electric utility stating that the legislative body of the  
201 municipality has not disapproved of such withdrawal in the manner  
202 provided under said subsection (c), shall be filed in the office of the  
203 Secretary of the State. Upon proof of such filing of a certified copy of  
204 such [resolutions] resolution and such affidavit, such municipal  
205 electric utility shall conclusively be deemed to have lawfully and  
206 properly withdrawn from the municipal cooperative. [and the  
207 municipal electric utility shall be deemed never to have been a member  
208 of the municipal cooperative and shall no longer have any right, title  
209 or interest in the property of the municipal cooperative.] The  
210 withdrawing municipal electric utility shall have rights to retained  
211 earnings and assets of the municipal cooperative as set forth in the  
212 contract or contracts for power supply between the withdrawing  
213 municipal electric utility and the municipal cooperative or in any other  
214 contract between such municipal electric utility and such municipal  
215 cooperative, provided any such contract shall treat similarly situated  
216 members in a comparable and nondiscriminatory manner and  
217 provided further the withdrawing municipal electric utility complies  
218 with the provisions of subsection (c) of section 7-233c, as amended by  
219 this act, for withdrawal from the municipal cooperative.

220 (d) A copy of any such resolutions or proceedings filed under this  
221 section, duly certified by or on behalf of the Secretary of the State, shall  
222 be admissible in evidence in any suit, action or proceeding and shall be  
223 conclusive evidence of the due and proper filing thereof as aforesaid.

224 Sec. 3. Section 7-233e of the general statutes is repealed and the  
225 following is substituted in lieu thereof (*Effective October 1, 2011*):

226 (a) As used in this section, "person without the state" means a  
227 person located outside the state that complies with the standards for  
228 interconnection to the transmission or distribution facilities of the  
229 public utility to which such person is interconnected.

230 (b) A municipal electric energy cooperative created in the manner  
231 provided in this chapter shall constitute a public body corporate and  
232 politic, and in furtherance of its purpose of providing facilities for the  
233 generation and transmission of electric power such municipal electric  
234 energy cooperative shall be deemed to be exercising an essential  
235 governmental function and shall have the following powers, to wit:

236 (1) To adopt and have a common seal and to alter the same;

237 (2) To sue and be sued;

238 (3) To contract and be contracted with;

239 (4) To plan, acquire, construct, reconstruct, operate, maintain,  
240 repair, extend or improve one or more projects within or without the  
241 state; or to acquire any interest in or any right to capacity of such a  
242 project and to act as agent, or designate one or more of the other  
243 participants in such project to act as agent, for all the participants in  
244 such project in connection with the planning, acquisition, construction,  
245 reconstruction, operation, maintenance, repair, extension or  
246 improvement of such project;

247 (5) To investigate the desirability of and necessity for additional  
248 sources and supplies of electric power, and to make such studies,



249 surveys and estimates as may be necessary to determine the feasibility  
250 and cost of any such additional sources and supplies of electric power;

251 (6) To cooperate with private electric utilities, member and  
252 nonmember municipal electric utilities and other public or private  
253 electric power entities, within and without the state, or with any  
254 person without the state, in the development of such sources and  
255 supplies of electric power;

256 (7) To procure from the United States of America or any agency or  
257 instrumentality thereof, or from any state or agency or instrumentality  
258 thereof, any consents, authorizations or approvals [which] that may be  
259 requisite to enable any project within its powers to be carried forward;

260 (8) To do and perform any acts and things authorized by the act  
261 under, through or by means of its cooperative utility board, officers,  
262 agents or employees;

263 (9) To acquire, hold, use and dispose of its income, revenues, funds  
264 and moneys;

265 (10) To acquire, own, hire, use, operate and dispose of personal  
266 property;

267 (11) To acquire, own, use, lease, operate and dispose of real  
268 property and interests in real property, and to make improvements  
269 thereon;

270 (12) To grant the use, by lease or otherwise, and to make charges for  
271 the use, of any property or facility owned or controlled by it;

272 (13) To borrow money and to issue its negotiable bonds or notes,  
273 and to enter into any agreements with the purchasers or holders of  
274 such bonds or notes or with others for their benefit;

275 (14) Subject to any agreement with bondholders or noteholders, to  
276 invest moneys of the municipal cooperative not required for

277 immediate use, including proceeds from the sale of any bonds or notes,  
278 in such obligations, securities and other investments as the cooperative  
279 utility board shall deem prudent and in accordance with the laws of  
280 the state regarding the investment of public moneys;

281 (15) To exercise the right of eminent domain, subject to the  
282 limitations contained herein;

283 (16) To fix and determine the location and character of, and all other  
284 matters in connection with, any and all projects it may be authorized to  
285 acquire, hold, establish, effectuate, operate or control;

286 (17) To contract with any electric utility, any member or nonmember  
287 municipal electric utility, any public or private electric power entity  
288 within or without the state, or any person without the state, for the  
289 sale, exchange or transmission of electric power or energy generated  
290 by any project, or any interest therein or any right to capacity thereof,  
291 on such terms and for such period of time as the cooperative utility  
292 board shall determine;

293 (18) To purchase, sell, exchange or transmit electric power and  
294 energy within and without the state, to any electric utility, any  
295 member or nonmember municipal electric utility or any other public or  
296 private electric power entity, or any person without the state; and to  
297 enter into agreements with respect to such purchase, sale, exchange, or  
298 transmission to any electric utility, any member or nonmember  
299 municipal electric utility or any other public or private electric power  
300 entity; as one means of implementing the power granted by this  
301 subdivision, a municipal electric energy cooperative, if its cooperative  
302 utility board shall so determine, may enter into or become a participant  
303 in the New England Power Pool or become a market participant  
304 pursuant to rules and procedures of the regional independent system  
305 operator, as defined in section 16-1; and to acquire, own, hold and  
306 dispose of stock or other ownership interests in, or evidences of  
307 indebtedness of, any corporation or business entity [which] that  
308 constructs electric power generation or transmission facilities or

309 generates, produces, transmits, purchases, sells or exchanges electric  
310 power and energy to, or insures the liabilities of, public or private  
311 electric power entities located within or without the state, provided the  
312 outstanding stock of such corporation is owned in whole or in part by  
313 such public or private electric power entities;

314 (19) To procure insurance against any losses in connection with its  
315 property, operations or assets in such amounts and from such insurers  
316 as the cooperative utility board deems desirable;

317 (20) To contract for and to accept any gifts or grants or loans of  
318 funds or property or financial or other aid in any form from the United  
319 States of America or any agency or instrumentality thereof, or from  
320 any other source, and to comply, subject to the provisions of this  
321 chapter, with the terms and conditions thereof;

322 (21) To mortgage, or otherwise hypothecate, any or all of its  
323 property or assets to secure the payment of its bonds, notes or other  
324 obligations;

325 (22) To submit to arbitration any disputes with others or among its  
326 members;

327 (23) To produce electric power by the use of cogeneration  
328 technology or renewable fuel resources, as defined in section 16-1;

329 (24) To contract for the purchase or exchange of electricity produced  
330 by a person using cogeneration technology or renewable fuel  
331 resources, as defined in section 16-1, or for the sale or exchange of  
332 electricity produced by the municipal cooperative to such person,  
333 provided such purchase, sale or exchange is subject to the rates and  
334 conditions of service established in accordance with section 16-243a;

335 (25) To provide in any agreement executed in connection with a  
336 project by or among a municipal cooperative and other participants in  
337 such project that, if one or more of such participants defaults in its  
338 obligations under such agreement including, without limitation, the

339 payment of principal or interest on their indebtedness issued with  
340 respect to such project, the municipal cooperative and the other  
341 nondefaulting participants, if any, shall be required to pay such  
342 obligations, including the principal of and the interest on such  
343 indebtedness, for which the defaulting participant or participants were  
344 to have paid, upon such terms and conditions and with such  
345 limitations as the cooperative utility board may determine;

346 (26) To guarantee, in connection with any project, the punctual  
347 payment of the principal of and interest on the indebtedness or other  
348 contractual obligations of any of the participants in such project;

349 (27) (A) To enter into agreements with any entity to receive or  
350 procure the supply, or the prepayment of the supply, of natural gas for  
351 the sole benefit of its member, the City of Norwich Department of  
352 Public Utilities, a municipal gas utility, provided (i) such supply, or  
353 prepayment of supply, is consumed or used by said utility or by any  
354 retail customer of said utility entirely within the geographic  
355 boundaries of the city of Norwich or the town of Preston, and (ii) no  
356 part of such supply, or prepayment of supply, shall be consumed or  
357 used within or transported to any other municipality or utility,  
358 territory, land held in trust by the United States on behalf of a Native  
359 American tribe or land located within a Native American reservation  
360 or other jurisdiction;

361 (B) No power granted to a municipal cooperative pursuant to this  
362 subdivision shall be exercised so as to impair any existing right, power  
363 or privilege of any gas company, as defined in section 16-1;

364 (28) To exercise and perform all or part of its power and functions  
365 for the sole purpose of purchasing, selling, exchanging or transmitting  
366 electric power and energy on a wholesale basis, as provided in this  
367 chapter, through one or more wholly owned or partly owned  
368 corporations or other business entities; and

369 (29) To exercise all other powers not inconsistent with the state

370 Constitution or the United States Constitution, which may be  
371 reasonably necessary or appropriate for or incidental to the  
372 effectuation of its authorized purposes or to the exercise of any of the  
373 foregoing powers, and generally to exercise in connection with its  
374 property and affairs, and in connection with property within its  
375 control, any and all powers [which] that might be exercised by a  
376 natural person or a private corporation in connection with similar  
377 property and affairs.

378 Sec. 4. Section 7-233n of the general statutes is repealed and the  
379 following is substituted in lieu thereof (*Effective October 1, 2011*):

380 The governing bodies of two or more municipal electric utilities  
381 which have created a municipal electric energy cooperative pursuant  
382 to section 7-233c, as amended by this act, may, by concurrent  
383 resolutions duly adopted by each of such governing bodies within any  
384 single calendar year, dissolve such municipal electric energy  
385 cooperative on the conditions set forth in this section. Such municipal  
386 electric energy cooperative may be dissolved on condition that either  
387 the representatives of the municipal electric energy cooperative by  
388 resolution duly adopted [,] consent to such dissolution [,] and the  
389 municipal electric energy cooperative has no debts or obligations  
390 outstanding or that sufficient moneys have been set aside irrevocably  
391 in trust to satisfy all of the outstanding debts or obligations of such  
392 municipal electric energy cooperative. [Upon the dissolution of any  
393 municipal electric energy cooperative in the manner provided in this  
394 section, the governing bodies dissolving such municipal electric  
395 energy cooperative shall be deemed never to have joined in the  
396 creation of a municipal electric energy cooperative.] A copy of each  
397 concurrent resolution for the dissolution of a municipal electric energy  
398 cooperative adopted pursuant to this section, duly certified by the  
399 appropriate officer of the municipal electric utility, shall be filed in the  
400 office of the Secretary of the State. Upon proof of such filing of certified  
401 copies of the concurrent resolutions for the dissolution of a municipal  
402 electric energy cooperative as aforesaid and upon proof either that

403 such municipal electric energy cooperative had no debts or obligations  
404 outstanding at the time of the adoption of such resolutions, or that  
405 sufficient moneys have been set aside irrevocably in trust to satisfy all  
406 of its outstanding debts or obligations, the municipal electric energy  
407 cooperative therein referred to shall be conclusively deemed to have  
408 been lawfully and properly dissolved and the property of the  
409 municipal electric energy cooperative shall be vested in the creating  
410 municipal electric utilities or as otherwise provided in agreements  
411 between the municipal electric energy cooperative and the members of  
412 the municipal electric energy cooperative, provided any such  
413 agreements shall treat similarly situated members in a comparable and  
414 nondiscriminatory manner. A copy of any such concurrent resolution,  
415 duly certified by or on behalf of the Secretary of the State, shall be  
416 admissible in evidence in any suit, action, or proceeding, and shall be  
417 conclusive evidence of due and proper filing thereof as aforesaid.

418 Sec. 5. Section 7-233o of the general statutes is repealed and the  
419 following is substituted in lieu thereof (*Effective October 1, 2011*):

420 No representative, officer or employee of a municipal electric  
421 energy cooperative shall have or acquire any personal interest, direct  
422 or indirect, in any project or in any property included or planned to be  
423 included in any project or in any contract or proposed contract for  
424 materials or services to be furnished to or used by the municipal  
425 electric energy cooperative, but neither the holding of any office or  
426 employment in the government of any municipal electric utility or in  
427 any municipal electric energy cooperative under any law of the state  
428 nor the owning of any property within the state shall be deemed a  
429 disqualification for representation on or employment by a municipal  
430 electric energy cooperative.

431 Sec. 6. Section 7-233p of the general statutes is repealed and the  
432 following is substituted in lieu thereof (*Effective October 1, 2011*):

433 [A] If the members of a municipal electric energy cooperative are  
434 not paying compensation to their representatives pursuant to

435 subsection (a) of section 7-233c, as amended by this act, such municipal  
 436 electric energy cooperative may reimburse its representatives for  
 437 necessary expenses incurred in the discharge of their duties and pay  
 438 such reasonable, uniformly applicable compensation to such  
 439 representatives for their service on the board of such municipal electric  
 440 energy cooperative as provided in this section. The concurrent  
 441 resolutions creating a municipal electric energy cooperative may  
 442 provide that the representatives of the municipal electric energy  
 443 cooperative may receive annual compensation for their services within  
 444 limitations to be stated in such concurrent resolutions and in that  
 445 event, each representative may receive from the municipal electric  
 446 energy cooperative such compensation for his services as the  
 447 municipal electric energy cooperative may determine within the  
 448 limitations stated in such concurrent resolutions. Said provisions or  
 449 limitations stated in any such resolutions may be amended by  
 450 subsequent concurrent resolutions, but no reduction of any such  
 451 limitation shall be effective as to any representative of the municipal  
 452 electric energy cooperative then in office except upon the written  
 453 consent of such representative. [No representative of any municipal  
 454 authority shall receive any compensation for his services except as  
 455 provided in this section.]

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2011	7-233c
Sec. 2	October 1, 2011	7-233d
Sec. 3	October 1, 2011	7-233e
Sec. 4	October 1, 2011	7-233n
Sec. 5	October 1, 2011	7-233o
Sec. 6	October 1, 2011	7-233p

**PD**      *Joint Favorable*